

Adopted	Rejected
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## COMMITTEE REPORT

YES:	7
NO:	5

### MR. SPEAKER:

*Your Committee on Education, to which was referred House Bill 1733, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 education.
- 4 Delete everything after the enacting clause and insert the following:
- 5 SECTION 1. IC 20-20-37 IS ADDED TO THE INDIANA CODE
- 6 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 7 UPON PASSAGE]:
- 8 **Chapter 37. Division of Interscholastic Athletics**
- 9 **Sec. 1. As used in this chapter, "director" refers to the director**
- 10 **of interscholastic athletics.**
- 11 **Sec. 2. As used in this chapter, "division" refers to the division**
- 12 **of interscholastic athletics established by section 3 of this chapter.**
- 13 **Sec. 3. There is established within the department the division**
- 14 **of interscholastic athletics.**

1       **Sec. 4. (a) The division is governed by a nine (9) member**  
 2       **interscholastic athletics board of directors appointed under this**  
 3       **section.**

4       **(b) The state superintendent shall appoint a member to**  
 5       **represent each congressional district. A member must reside in the**  
 6       **congressional district the member represents.**

7       **(c) The term of a member:**

8           **(1) is four (4) years;**

9           **(2) begins on July 1 of the year of appointment; and**

10          **(3) continues until a successor is appointed.**

11       **(d) A member may be appointed to successive terms.**

12       **(e) The interscholastic athletics board shall meet:**

13           **(1) at least one (1) time each month; and**

14           **(2) at the call of the chairperson.**

15       **Sec. 5. The interscholastic athletics board shall elect from its**  
 16       **membership a chairperson, a vice chairperson, and other necessary**  
 17       **officers. A member of the board is entitled to the following:**

18           **(1) The salary per diem provided under IC 4-10-11-2.1(b).**

19           **(2) Reimbursement for traveling expenses as provided under**  
 20           **IC 4-13-1-4.**

21           **(3) Other expenses actually incurred in connection with the**  
 22           **member's duties as provided in the state policies and**  
 23           **procedures established by the Indiana department of**  
 24           **administration and approved by the budget agency.**

25       **Sec. 6. The interscholastic athletics board has the following**  
 26       **powers and duties:**

27           **(1) To regulate, supervise, and administer all interscholastic**  
 28           **athletic programs.**

29           **(2) To cooperate with all agencies concerned with the health**  
 30           **and educational welfare of secondary school students.**

31           **(3) To establish standards for eligibility, competition, and**  
 32           **sportsmanship while providing protection against the**  
 33           **exploitation of schools or students.**

34           **(4) To determine qualifications for individual contestants,**  
 35           **coaches, and officials.**

36           **(5) To enter into agreements with nonpublic schools**  
 37           **concerning their participation in interscholastic athletic**  
 38           **programs.**

1           **(6) To adopt, with the approval of the state board, rules**  
 2           **governing interscholastic athletic programs.**

3           **(7) To appoint, with the approval of the state superintendent,**  
 4           **a director of interscholastic athletics. The director serves at**  
 5           **the will of the board. The compensation of the director shall**  
 6           **be fixed by the budget agency with the approval of the state**  
 7           **superintendent.**

8           **(8) With the consent of the state superintendent and the**  
 9           **budget agency, to appoint and fix salaries for any assistants**  
 10           **and other personnel needed to enable the director to**  
 11           **accomplish the duties of the director's office.**

12           **Sec. 7. After June 30, 2009, a school corporation may**  
 13           **participate in an athletic event only if the athletic event is**  
 14           **conducted, organized, sanctioned, or sponsored by the division**  
 15           **under this chapter.**

16           **SECTION 2. IC 20-26-14 IS REPEALED [EFFECTIVE UPON**  
 17           **PASSAGE].**

18           **SECTION 3. [EFFECTIVE UPON PASSAGE] (a) As used in this**  
 19           **SECTION, "board" refers to the interscholastic athletics board**  
 20           **appointed under IC 20-20-37-4, as added by this act.**

21           **(b) As used in this SECTION, "state superintendent" refers to**  
 22           **the state superintendent of public instruction.**

23           **(c) The state superintendent shall make the appointments under**  
 24           **IC 20-20-37-4, as added by this act, not later than June 15, 2009.**

25           **(d) Notwithstanding IC 20-20-37-4(c)(1), as added by this act,**  
 26           **the state superintendent shall designate four (4) members**  
 27           **appointed under this SECTION to serve terms beginning July 1,**  
 28           **2009, and ending June 30, 2011.**

29           **(e) This SECTION expires July 1, 2011.**

30           **SECTION 4. [EFFECTIVE UPON PASSAGE] (a) IC 20-20-37-7,**  
 31           **as added by this act, does not apply to a contract entered into**  
 32           **before July 1, 2009, for the conduct, organization, sanctioning, or**  
 33           **sponsorship of an athletic event.**

34           **(b) A contract described in subsection (a) may not be extended**  
 35           **or renewed if the contract would violate IC 20-20-37-7, as added by**  
 36           **this act.**

37           **(c) This SECTION expires June 30, 2014.**

38           **SECTION 5. An emergency is declared for this act.**

(Reference is to HB 1733 as introduced.)

**and when so amended that said bill do pass.**

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Representative Porter